

THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII AT MĀNOA
2465 Campus Road, Campus Center Room 211-A
Honolulu Hawai'i 96822

General Senate Meeting #11 of the 93rd Senate
Tuesday, September 27, 2005

CALL TO ORDER

President Teichman called the meeting to order at 6:10pm in Campus Center 220.

ROLL CALL

Present	President Teichman, Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [17]
Excused Absent	Vice-President Ogata, Treasurer Williamson [2]
Unexcused Absent	Senator Miyai, Soga [2]
Late Arrival	Senator Koo [1]
Advisors	Bonnyjean Manini [1]
Guests	David Gibbons, Ka Leo Editorial Manager, Scott Alonso [2]

READING & APPROVAL OF MINUTES

None.

OFFICIAL CORRESPONDENCE

President Teichman

Reminded that the reception with Interim Chancellor Konan is on Thursday from 4:30pm to 6:30pm on the lanai of Hawai'i Hall

Reported that there is a press release of information on the tuition increase.

EXECUTIVE REPORTS

President

Grant Teichman

Inquired if anyone knows where Senator Miyai is? He has been MIA.

MOTION

To divert agenda to **Special Orders – Senate Bill 10-06 Bamboo Ridge.**

Roll Call Vote to Discuss

Ayes: Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [15]

Not Present: Interim Secretary Schneider [1]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 15-0-0. Agenda diverted.

SPECIAL ORDERS

Senate Bill 10-06 Bamboo Ridge

MOTION

To bring special order SB #10-06 Bamboo Ridge to the floor.

Roll Call Vote to Discuss **Ayes:** Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [15]

Not Present: Interim Secretary Schneider [1]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 15-0-0. Bill on the floor.

DISCUSSION

[General discussion about the bill.]

MOTION

To call to question and accept special order SB #10-06 Bamboo Ridge.

Roll Call Vote to Accept **Ayes:** Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Diaz, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [11]

Not Present: Interim Secretary Schneider [1]

Nays: Senators Carroll, Gerhardt, Green, Hong [4]

Abstain: [0]

Motion approved viva roll call vote 11-4-0. Bill accepted.

MOTION

To recess for ten minutes.

Motion approved viva voce, without objection. Senate recesses.

RECESS

Senate enters recess at 6:36pm.

CALL TO ORDER

President Teichman reconvened the meeting at 6:46pm.

MOTION

To divert agenda to **EXECUTIVE REPORTS – Vice-President.**

Motion approved viva voce, without objection. Agenda diverted.

EXECUTIVE REPORTS

Vice-President

No report.

Treasurer

No report.

Interim Secretary

Henry G. Schneider IV

No report.

ADMINISTRATIVE REPORTS

Advisor

Bonnyjean Manini

Thanked everyone for a good job on the special elections.

JUDICIAL BRANCH

No report.

STANDING COMMITTEES

Cultural & Ethnic Diversity

President Teichman

Reported that Senator Diaz will be appointed chair since Senator Dumaguin's resignation.

Senator Gerhardt

No report for the committee.

Elections

Chair Green

Expressed thanks to everyone that aided through the elections process. Please continue to help out as needed. Tomorrow there will be only Room 220 set up since we are short-handed. Thanks to those getting people to come in to vote. Will pass around the sign-in sheet to double check schedule to help out on Thursday and Friday.

[Continued discussion of the elections process.]

President Teichman

Inquired if paper votes will be accepted?

Chair Green

Clarified that it is for students with a disability only. [The elections committee addressed other problems brought up.]

Advisor Manini

Echoed that the committee acknowledges problems and they will be addressed and fixed.

External Affairs

Chair Barry

Reported that we are running an ad until October 4th to hire a webmaster; requesting for references and a portfolio. There will be a meeting to discuss SR #08-06.

Senator-at-Large Whitmore

Inquired if it is a paid position?

Chair Barry

Replied that it is, but it has not been discussed yet.

Senator Schaedel

Inquired if it will be advertised elsewhere?

Chair Barry

Replied that it will only be put in the Ka Leo classifieds for now.

Finance

Chair Shin

Reported that the committee reviewed SB #06-06 and #07-06.

MOTION

To accept the stipends list of the 93rd Senate for the month of July 2005 (see Addendum).

Motion approved viva voce, with no objections.

Internal Affairs

Chair Whitmore

Reported there will be a meeting at 1:30pm tomorrow to discuss committee appointments.

Investments & Long Range Planning

Chair Crabbe

Reported there will be a committee meeting after tonight's meeting.

Undergraduate Academic Affairs

Chair Jones Reported that the deadline for applications was extended to October 5 since there were only 20 received; committee is hoping to get 50. There will be a meeting on October 14; it will be a closed meeting to discuss applications.

Undergraduate Student Affairs

Chair Lewis No report.

OTHER COMMITTEES

Homecoming

Chair Shin Reported there will be a meeting next week. The Homecoming Bill will be presented tonight.

Constitutional Task Force

President Teichman Reported that we still need two student members.

Senator Barry Inquired if the Task Force can be cancelled?

President Teichman Responded that a Constitutional Convention could be called instead.

Advisor Manini Concurred that we can do a different venue, if desired.

Travel & Leadership Development

Chair Diaz Reported that he is still creating a committee. Applications are coming out after elections. They are not due until November 21st for travel next year.

UNFINISHED BUSINESS & GENERAL ORDERS

None.

NEW BUSINESS

PM #20-06 Student Court

President Teichman Reported that the Student Court had no leader so he emailed them to see who was interested in the Chief Justice position; only one responded.

MOTION

To accept PM #20-06 Appointment to the Chief Justice position of the Student Court.

Motion approved viva voce, without objection. Appointment confirmed.

SCR #19-06

MOTION

To call to the floor SCR #19-06 regarding SB #02-06 Homecoming 2005.

Motion approved viva voce, without objection. SCR accepted.

Senate Bill #02-06 Homecoming

MOTION

To accept SB #02-06 Homecoming.

DISCUSSION

President Teichman

Explained that the committee wants to bring in local bands that have not played at UH before. Activities Council is helping out.

MOTION To call the question to accept SB #02-06 Homecoming.

Roll Call Vote to Accept **Ayes:** Interim Secretary Schneider Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Koo, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [17]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 17-0-0. Bill accepted.

SCR #20-06

MOTION To call to the floor SCR #20-06 regarding SB #06-06 ASUH Badges/ID Cards.

Motion approved viva voce, without objection. SCR accepted.

Senate Bill #06-06 ASUH Badges/ID Cards

MOTION To accept SB #06-06 ASUH Badges/ID Badges.

DISCUSSION

Senator Gerhardt Testified that it is a good way for representation to other students.

Senator Green Stated that you don't have to get them if you don't want to. Not have to use or get.

Senator Schaedel Concurred, and that it is cheaper than shirts.

MOTION To call to question accepting SB #06-06 ASUH Badges/ID Badges.

Roll Call Vote to Accept **Ayes:** Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Koo, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [17]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 17-0-0. Bill accepted.

SCR #21-06

MOTION To call to the floor SCR #21-06 regarding SB #07-06 Elections Advertising.

Motion approved viva voce, without objection. SCR accepted.

Senate Bill #07-06 Elections Advertising

MOTION To accept SB #07-06 Elections Advertising.

DISCUSSION

Senator Green Stated that we will get some of the funding back due to discounts from Ka Leo.

President Teichman Clarified that this Bill replaces three memos that were written separately.

Guest Gibbons Requested correcting the newspaper's name to "Ka Leo."

MOTION To call to question accepting SB #07-06 Elections Advertising.

Roll Call Vote to Accept **Ayes:** Interim Secretary Schneider Senators-at-Large Crabbe, Jones, Whitmore, Senators Carroll, Diaz, Gerhardt, Green, Hong, Koo, Lewis, Okamoto, Ryan, Shin, Theune [15]

Nays: [0]

Abstain: Senators Barry, Schaedel [2]

Motion approved viva roll call vote 15-2-0. Bill accepted.

SCR #18-06

MOTION To call to the floor SCR #18-06 regarding SR #08-06 Housing Policy Consultation.

Motion approved viva voce, without objection. SCR accepted.

Senate Resolution #08-06 Housing Policy Consultation

MOTION To accept SR #08-06 Housing Policy Consultation.

DISCUSSION

[Discussion of age discrepancies in dorms.]

[Discussion of sexual harassment by security guards.]

MOTION To recess for five minutes at 7:25pm.

Motion approved viva voce, with objections (Jones, Gerhardt, Whitmore).

CALL TO ORDER

President Teichman reconvened the meeting at 7:31pm.

[Discussion of searches and seizures.]

[Discussion of housing policies and signing of agreement upon moving in.]

[Discussion of Handbook.]

Senator Lewis Stated that residents should be informed what the RAs can and cannot do.

MOTION To break up the Whereas discussing “sexual harassment” and “threatening.”

MOTION WITHDRAWN

MOTION To commit to the USA Committee for more review.

OBJECTION

MOTION WITHDRAWN

Senator Shin Stated he supports the resolution but feels that there are too many issues in one document; housing policies, sexual harassment should be in their own resolutions. Seemed like it started with one issue and now have two others.

Senator Barry Explained that it was not written that way in the beginning. Supportive arguments that policies are ineffective were added and also that ASUH was not consulted. Explained that this made it put into place illegally.

Senator Green Stated that it is complicated but has valid points and strong language. However, wants to submit to committee.

MOTION To commit to the USA Committee for more review.

No second.

MOTION WITHDRAWN

Senator-at-Large Whitmore Agreed that these are two separate issues. Inquired how did we get private information regarding sexual harassment? Can we write up another resolution? Bring in testimony?

[Discussion of sexual harassment. Handout on sexual harassment distributed.]

MOTION To amend the fourth Whereas to say "there have been documented instances of security personnel sexually harassing..."

DISCUSSION

Senator-at-Large Whitmore Inquired if this topic can still be researched [due to classified nature of reports]?

Senator Barry Volunteered to open up information [regarding her incident] to the public.

Senator Gerhardt Stated that a petition is going around with the resolution that has about 300 signatures. Students are in support [of this resolution].

Senator-at-Large Jones Inquired about the fourth Whereas on the third page, how would that happen?

President Teichman [Read list of policies.]

Senator Theune Were these policies published?

President Teichman Confirmed that they were published in the student housing newsletter and in the Ka Leo.

OBJECTION

MOTION WITHDRAWN

MOTION To pass the gavel to the Secretary.

MOTION WITHDRAWN

MOTION To pass the gavel to the Chair of Internal Affairs.

Motion approved viva voce, without objection. Gavel passed.

President Teichman [Provided testimony; talked to students in the dorms. The situation is continually getting worse for the past three years. Discussed consultation and harassment from the guards. This is the last year this can be done and we're arguing over verbiage?]

[Gavel passed back to President Teichman.]

Senator Lewis Stated that she lives in the dorms also and agrees [with the President]. But taking time to address everything is important to come up with a strong passionate document.

Senator Koo Concurred that there are students that are discontent with the situation, but there are also students that are happy because of changes. Therefore, we should represent them all, both those that agree and those that don't agree. Stated that she is not opposed to the resolution, just that we need to focus our arguments.

- Guest Gibbons* Stated his opinion and concern that there are four issues; how the rules were researched and compiled, how there should have been consultation, how staff and security are entering rooms, and about security and sexual harassment. He feels they should each be their own resolution to create stronger stance, not have so many in one resolution and have them be disjointed.
- Senator Gerhardt* Thanked Guest Gibbons for his input. Inquired if everyone is committed to this issue, then should it go through a committee? Why not have it go before the whole senate to fix it personally?
- Senator-at-Large Jones* Stated that he agrees with Guest Gibbons, there are a lot of issues stated here.
- Senator Theune* Agreed that there are strong points and that there should each have their own resolution.
- Senator Carroll* Requested that we remember that there are a majority of students that are unhappy, even though there are others that are not. We need to get something out there now, rather than three months later. We need to make a stance.
- Senator Green* Stated that resolutions are just opinions of the Senate; there is nothing behind them without action. We should hash it out in open, rather than in a committee. However, do we supply actions to support what we feel? We can't just pass a resolution all the time.
- Senator Barry* Stated that these are not just basic ideas, there is documentation and support.

MOTION

To limit discussion to amendments only.

OBJECTION

[POO]

[POI] Aye means to support motion; keep nay open.

- Roll Call Vote to Object **Ayes:** Senator-at-Large Crabbe, Senators Barry, Carroll, Diaz, Gerhardt, Ryan, Theune [7]
- Nays:** Interim Secretary Schneider, Senators-at-Large Jones, Whitmore, Senators Green, Hong, Koo, Lewis, Okamoto, Schaedel, Shin [10]
- Abstain:** [0]

Motion not approved viva roll call vote 7-10-0. Discussion remains open.

MOTION

To commit SR #08-06 to the USA Committee for further review.

OBJECTION

[POI]

- Senator Hong* Inquired how many senators in the USA committee live in the dorms?
- Senator Diaz* Stated that it is important to get the issue addressed. We are not progressing.

Roll Call Vote to Object **Ayes:** Senator-at-Large Whitmore, Senators Green, Lewis, Okamoto [4]
Nays: Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Senators Barry, Carroll, Diaz, Gerhardt, Hong, Ryan, Schaedel, Shin, Theune [12]
Abstain: Senator Koo [1]

Motion not approved viva roll call vote 4-12-1. Resolution remains on floor.

Advisor Manini Stated that in precedent, the Motion was different.

Senator-at-Large Whitmore Responded [to Senators Carroll and Diaz] that we can send a notice that we are doing something about it, but are still in the process.

President Teichman Encouraged that we should be making changes in the resolution, not just going around in circles.

Senator Schaedel Suggested that we go through the Whereas lines one by one?

MOTION To limit discussion to amendments only.

MOTION WITHDRAWN

Senator-at-Large Whitmore Inquired if we can publish a statement that we are doing something? So the students don't feel abandoned?

Senator Barry Stated that we can't officially speak without a resolution.

MOTION To limit discussion to amendments only.

OBJECTION

MOTION WITHDRAWN

MOTION To amend SR #08-06 line by line spending five minutes on each amendment.

OBJECTION

OBJECTION WITHDRAWN

Roll Call Vote **Ayes:** Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Diaz, Gerhardt, Green, Hong, Koo, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [17]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 17-0-0. Motion accepted.

[Discussion of first Whereas.] No amendments.

[Discussion of second Whereas.] No amendments.

[Discussion of third Whereas.] No amendments.

[Discussion of fourth Whereas.] No amendments.

[Discussion of fifth Whereas.] Issue of security.

MOTION To strike the fifth Whereas in SR #08-06.

MOTION WITHDRAWN

MOTION To amend the wording in the fifth Whereas from “is concerned about” to “are concerned about.”

Motion approved viva voce, with one objection (Gerhardt).

[Discussion of sixth Whereas.] Issue of consultation.

MOTION To strike the sixth Whereas in SR #08-06.

OBJECTION

OBJECTION WITHDRAWN

Roll Call Vote **Ayes:** Senators Green, Koo [2]

Nays: Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Gerhardt, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [13]

Abstain: Senator Hong [1]

Motion not approved viva roll call vote 2-13-1. Whereas remains.

MOTION To recess for 5 minutes at 8:38pm.

Motion approved viva voce, with one objection (Theune).

CALL TO ORDER President Teichman reconvened the meeting at 8:43pm.

MOTION To recess until 9:00pm.

Motion approved viva voce, with no objections.

CALL TO ORDER President Teichman reconvened the meeting at 9:08pm.

MOTION The following amendments will be made to SR #08-06.

Senator Lewis Explained that the main focus of the resolution is lack of consultation, and everything else will be used as support; kind of a cause and effect statement.

Senator Green [Read the following amendments.]

To change the wording after “concerned about” in the fifth Whereas to “current student housing policy in place for students...”

To remove the words “consistently” and “required” and replace the word “about” to “in the formation of housing policies” in the sixth Whereas.

To amend the ninth Whereas [first on the second page] to say, “it is the responsibility of the University of Hawai’i at Mānoa as a public institution to initiate consultation on a comprehensive scale on all issues that affect the wide-ranging constituencies, such as housing policies at the University of Hawai’i at Mānoa; and,”

To amend the tenth Whereas to say, “consultation creates the most effective polices and the presence of consultation is provided for through the Sunshine Law, WASC Recommendations, and Executive Policy; and,”

To amend the twelfth Whereas to say, “the Associated Students of the University of Hawai'i at Mānoa find that the new housing policies do not address the majority concern of the undergraduate students living in house and are ineffective and unacceptable due to a lack of consultation since their implementation as of fall 2005; and,”

To strike the thirteenth Whereas [since it has been incorporated into other lines].

To move the sixteenth Whereas to become the fourteenth Whereas and including the word “student” between the words “their government.”

To replace the words “vast majority” with “great percentage” in the fifteenth Whereas.

To combine the seventeenth and eighteenth Whereas statements to say, “the Associated Students of the University of Hawai'i at Mānoa believes that without solid evidence, just cause and due process as outlined in the Student Housing Handbook, should a student's room be violated and entered by housing staff and this has taking place; and,”

To change the word “solid” to “factual” in the nineteenth Whereas.

To remove the words “student senators alike” and replace the word “inadequately” to “inappropriately” in the twentieth Whereas [first on the third page].

To move the twenty-first Whereas after the twenty-third Whereas and to say, “the University of Hawai'i at Mānoa administration refuses to hear and deliberate the concerns and reservations its undergraduate students have in regards to its policies. However, the administration continues to consultant non-constituents, i.e. the parents association; and,”

To change the word “décor” to “decorum” in the twenty-second Whereas.

To amend the twenty-third Whereas to say, “there are documented instances of some security personnel harassing undergraduate students and using threatening language to facilitate the illegal procedures set in place by housing officials and the Alcohol Task Force; and,”

To include the words “due to a lack of consultation,” at the beginning of the first Be It Resolved.

To include the words “due to a lack of consultation,” at the beginning of the first Be It Further Resolved and to include the word “strongly” between the words “students requests.”

To include the words “due to a lack of consultation,” at the beginning of the second Be It Further Resolved.

To amend the fourth Be It Further Resolved to say, “due to a lack of consultation, the Associated Students of the University of Hawai'i at Mānoa questions the validity of the new housing policies derived from the Alcohol Task Force and considers them unjustly implemented, without student consultation.

Roll Call Vote to Amend **Ayes:** Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Gerhardt, Green, Hong, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [15]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 15-0-0. Amendments approved.

MOTION To correct spelling, grammatical and Hawaiian orthography errors and to properly acknowledge the introducers.

Motion approved viva voce, without objection. Corrections approved.

MOTION To call to question accepting SR #08-06 Housing Policy Consultation.

Roll Call Vote to Accept **Ayes:** Interim Secretary Schneider, Senators-at-Large Crabbe, Jones, Whitmore, Senators Barry, Carroll, Gerhardt, Green, Hong, Lewis, Okamoto, Ryan, Schaedel, Shin, Theune [15]

Nays: [0]

Abstain: [0]

Motion approved viva roll call vote 15-0-0. Resolution approved.

OPEN FORUM

Senator Schaedel

Discussed the BOP rate increase proposal. There will be forms available on Thursday in the office and Ka Leo.

President Teichman

Reported that Senator-at-Large Dumaguin and Senators Wimberley and Martinson have resigned from the Senate. At the next General Meeting we will be welcoming 14 new senators. Commendations on the efforts of the Senate to fill all the positions.

ANNOUNCEMENTS

None.

ADJOURNMENT

MOTION To adjourn the meeting at 9:20pm.

Motion approved viva voce, without objection. Meeting adjourned.

Respectfully Submitted,

Henry G Schneider IV, ASUH Interim Secretary

Addendum I: ASUH 93rd Senate stipends for the month of July.

93rd Senate July 2005	Position	Notes	Amount
Barry	Chair		\$200.00
Carroll	Vice-Chair	Leave	
Crabbe	Vice-Chair/SAL		\$150.00
Diaz	Vice-Chair	C as of 6/7	\$200.00
Dumaguin	Chair	Leave	
Gerhardt	Senator		\$100.00
Green	Chair		\$200.00
Hong	Senator	VC as of 7/28	\$109.68
Jones	Chair/SAL		\$200.00
Koo	Vice-Chair		\$150.00
Lachman	Chair		\$200.00
Lewis	Chair		\$200.00
Martinson	Senator	LA	
Miyai	Vice-Chair	Leave	
Ogata	Vice-President		\$300.00
Okamoto	Senator	C as of 7/12	\$161.29
Ryan	Senator	Leave	
Schaedel	Vice-Chair	Leave	
Schneider	Vice-Chair	Acting Sec.	\$300.00
Shin	Vice-Chair		\$150.00
Soga	Senator	Leave	
Teichman	President		\$385.00
Theune	Senator	Leave	
Whitmore	Chair/SAL	Leave	
Williamson	Treasurer	No Stipend at Request	
Wimberley	Senator	Leave	
Wun	Chair		\$200.00
Total:			\$3,205.97

NRS = No Rate Sheets Submitted
 UR = Unsatisfactory Rating, below 7.5
 LA = Low Attendance, less than 75%